

NOV. 23/02

#6
Wilfredo
Alvaro

ATTENTION: JOSEPH MOY ART UNIT 3727 (3720?)

FAX RECEIVED

RE: APPLICATION NO. 09/932,820 SCHINKEL, ANDREW ALLEN
Paint Tray With Integral Handle, Spout and Ribbing

NOV 26 2002

GROUP 3700

Dear Joseph,

Thank you for your response to my patent application with appended patent documents. I do not, however, understand the rejections nor the support provided through the patent documents you have sent me.

RE: CLAIM 1 - Handle integral to body of tray (1 in figs. 1-4)

The illustrations of Hoilje (Pat. 5,054,611) are of a "handle integral", but a handle integral to that of a **CANISTER** form, not a **TRAY** as is my invention. The handle of Hoilje is like that of a watering can handle, and ultimately his invention is for use with a paint **BRUSH** while my handle is a completely different configuration on a tray for use with a **ROLLER**. I can only see apples and oranges here, my friend and feel my invention is totally distinct in every shape, form and application from Hoilje. My handle is distinct, original and unique in its form and function of holding the tray while painting and preventing the tray from sliding when loading the roller with paint.

RE: CLAIM 2 - A spout at one corner of the paint reservoir (2 in figs. 1-4).

Again, you have supplied me with Lundy (Pat. 5,810,195) in support of rejecting my claim. Lundy's form is that of a common measuring cup with spout, again a **CANISTER** form while my invention is a **TRAY** form. I see no connection - apples and oranges. Lundy's spout is in an obvious placement as is Hoilje's handle yet you reject the spout on my tray on the point of being obvious. Ippolito (Pat. 5,511,279) has been allowed patent on his spout midway on the side wall of his tray - clearly less functional against the placement of my spout which may seem obvious but have you seen a tray with a spout with that placement?

RE: CLAIM 3 - Inclined ribbing on the incline extending into the floor of the paint reservoir (3 in fig.4, and fig. 5 in profile).

In Wakat (Pat. 5,956,802), I see no resemblance in any of his illustrations nor verbal definitions to the ribbing in my invention, especially that of **extending onto the floor of the paint reservoir** to facilitating grippage of the roller (to eliminate the roller from sliding).

I feel my claims are simple, succinct, distinct and clearly defined from the patents you have supplied. I hope that you come to see that I deserve patent granted. **Sincere thanks for your efforts.**
P.S. Please notify me confirming receipt of this fax @ (604)266-8289 or allenschinkel@hotmail.com

Allen S.